

ELECTRONIC SUBMISSION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Rocco Burgo

Conf. No.: 8754

: Group Art Unit: 1615

Appln. No.: 10/849,991

: Examiner: Lakshmi S. Channavajjala

Filing Date: May 20, 2004

: Attorney Docket No.: I0113-38U1

Title: Polyol Polyester-Containing Personal Care Products That Do Not Contain Low Viscosity Silicone Fluids

NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Decision dated November 18, 2009, of the Primary Examiner finally rejecting claims 1-14. The item(s) checked below are appropriate:

- [X] A Petition for Extension of Time with extension fee for 1 month to respond to the final rejection was filed on March 17, 2010.
- [] A Petition for Extension of Time for two month(s) to file the Notice of Appeal and the requisite extension fee in the amount of \$245 are enclosed.
- [X] Notice of Appeal fee is enclosed (if applicable)
- [] \$270.00 - Small Entity has been previously established in this case.
- [X] \$540.00.
- [] Not required (fee paid in prior appeal).
- [] An oral hearing before the Board of Appeals is respectfully requested. Requisite fee is enclosed.
- [] \$540.00 – Small Entity has been previously established in this case.
- [] \$1,080.00.
- [X] The fee is provided in the form of an authorization for charge Flaster Greenberg American Express Card (Billing No. I0113.0045)
- [X] The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-3541 (Billing No. I0113.0045) for any overpayments or deficiencies in the above-calculated fee.

Respectfully submitted,

ROCCO BURGO

17 March 2010

(Date)

By:

//kristynealisonbullock//

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